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1001 Rec'd PCT/PTO 07 APR 2005 #4

Practitioner's Docket No. 180/151 PCT/US  
Serial No. 10/511,980

CHAPTER II

IN THE UNITED STATES ELECTED OFFICE (EO/US)

PCT/US03/13323	30 April 2003 (30.04.03)	30 April 2002 (30.04.02)
International Application No.	International Filing Date	Priority Date Claimed

VIRAL VECTORS AND METHODS FOR PRODUCING AND USING THE SAME

Title of Invention

Duke University; Amalfitano, Andrea; Koeberl, Dwight D. and Sun, Baodong  
Applicant(s)

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
ATTENTION: EO/US

COMPLETION OF FILING REQUIREMENTS  
FOR INTERNATIONAL APPLICATION ENTERING U.S. NATIONAL STAGE  
IN U.S. ELECTED OFFICE (EO/US) UNDER 35 U.S.C. § 371

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.495 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10\*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date April 7, 2005 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV611691042US.

Stacie H. Boswell

Date: April 7, 2005

Stacie H. Boswell  
Signature of person certifying

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

**DECLARATION OR OATH**

- I. The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

**FEES**

- II. Surcharge fees

Surcharge for filing the oath or declaration  
later than thirty months from the priority  
date pursuant to § 1.495(c):

\$65.00

**Total Fees**

**\$65.00**

**SMALL ENTITY STATUS**

- III. An assertion that this filing is by a small entity was made by paying the basic national fee as a small entity.

**EXTENSION OF TIME**

- IV. The proceedings herein are for a patent application. Accordingly, the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE DUE**

- V. The total fee due is:  
Completion fee(s)

\$65.00

**TOTAL FEE DUE \$65.00**

04/12/2005 MKAYPAGH 00000054 500426 10511980

01 FC:2617 65.00 DA

**PAYMENT OF FEES**

- VI.

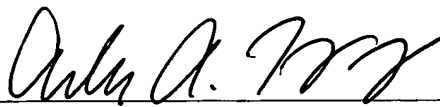
Authorization is hereby made to charge the amount of \$65.00 to Deposit Account No. 50-0426.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this request is attached.

Date: 04/07/2005

Reg. No.: 39,395  
Tel. No.: 001-919-493-8000  
Customer No.: 25297

  
\_\_\_\_\_  
Signature of Practitioner  
Arles A. Taylor, Jr.  
Jenkins, Wilson & Taylor, P.A.  
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Durham, NC 27707  
UNITED STATES OF AMERICA

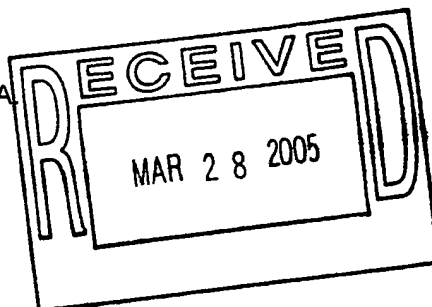


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,980	Andrea Amalfitano	180/151 PCT/US

25297  
 JENKINS, WILSON & TAYLOR, P. A.  
 3100 TOWER BLVD  
 SUITE 1400  
 DURHAM, NC 27707



INTERNATIONAL APPLICATION NO.
PCT/US03/13323
IA FILING DATE
PRIORITY DATE
04/30/2003
04/30/2002

CONFIRMATION NO. 7130  
 371 FORMALITIES LETTER  
 \*OC000000015537023\*  
 \*OC000000015537023\*

Date Mailed: 03/23/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/20/2004
- Copy of the International Search Report filed on 10/20/2004
- Preliminary Amendments filed on 10/20/2004
- Information Disclosure Statements filed on 11/15/2004
- Oath or Declaration filed on 10/20/2004
- U.S. Basic National Fees filed on 10/20/2004
- Priority Documents filed on 10/20/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

4/23; 5/23; 6/23;  
 7/23; 8/23; 9/23/05  
 DOCKET DATES:  
 ASSIGNED ATTY: AAT  
 FILE NO. 180/151 PCT/US  
 DOCKETED BY: HMD  
 DATE: 3.31.05

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,980	PCT/US03/13323	180/151 PCT/US

FORM PCT/DO/EO/905 (371 Formalities Notice)